

**PROGRAM INTEGRITY  
REQUEST FOR REGULATION INTERPRETATION**

**INSTRUCTIONS:** Complete items 1 -10 of the form. Use a separate form for each policy interpretation request. Retain a copy of the Word Document for your records, and submit via email to: [PIBPolicy@dss.ca.gov](mailto:PIBPolicy@dss.ca.gov).

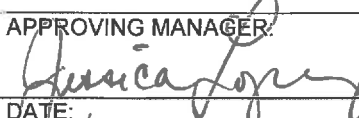
1. REQUESTOR NAME: Virginia Marquez	5. COUNTY: Santa Clara
2. PHONE NO: (408) 755-7285 EMAIL: virginia.marquez@ssa.sccgov.org	6. SUBJECT: Unsatisfactory payment with no agreement from County
3. REGULATION CITE(S): MPP § 63-801.451; MPP § 20-403.1	7. REFERENCES: (ACLs/ACINs, COURT CASES Etc.) ACL 16-108
4. DATE OF REQUEST: 06/20/2017	8. DATE RESPONSE NEEDED: 07/20/2017

**9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):**

When a client is not disclosing all their financial information to determine a proper payment plan for the amount owed and no payment arrangement has been signed due to this fact, can the County Welfare Department (CWD) proceed with entering debts into tax intercept even if the client is sending in a minimal monthly payment?

**10. REQUESTOR'S PROPOSED ANSWER:****11. CDSS RESPONSE:**

Yes. For both CalFresh and CalWORKS, if the debt has not been paid in full, or a satisfactory payment arrangement has not been made, by the date stated on the initial demand notice, the debt is considered delinquent (MPP § 63-801.451). The payments being made in the scenario above have not been approved by the County Welfare Department (CWD) as part of a legally enforceable, written agreement and so do not have a bearing on delinquency (ACL 16-108, Attachment 4, Question 4). The CWD may pursue Tax Offset Program (TOP) or Franchise Tax Board (FTB) intercept in accordance with MPP § 20-403.1.

PROGRAM INTEGRITY ANALYST: Cassandra Wagner	APPROVING MANAGER: 
DATE: 03/12/2018	DATE: 3/22/19

**DATE RESPONSE RECEIVED/LOG # (CDSS Use Only):**

6/22/17 - PI 17-36

Please note: The policies expressed in this response are based on the unique set of facts presented and should not be presumed to apply in other situations.